

THE OFFICE OF REGULATORY STAFF

DIRECT TESTIMONY

OF

DAWN M. HIPPI

November 2, 2010



DOCKET NO. 2010-298-C

**Petition for a Rule to Show Cause as to Why the Certificates
of Public Convenience and Necessity for Certain Providers of
Telecommunications Service Should Not be Revoked for
Failure to File Gross Receipts and Annual Reports**

1 **TESTIMONY OF DAWN M. HIPP**
2 **FOR**
3 **THE OFFICE OF REGULATORY STAFF**
4 **DOCKET NO. 2010-298-C**

5 **IN RE: PETITION FOR A RULE TO SHOW CAUSE AS TO WHY THE**
6 **CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR**
7 **CERTAIN PROVIDERS OF TELECOMMUNICATIONS SERVICE SHOULD**
8 **NOT BE REVOKED**
9

10 **Q. PLEASE STATE YOUR NAME, BUSINESS ADDRESS AND**
11 **OCCUPATION.**

12 A. My name is Dawn M. Hipp. My business address is 1401 Main Street,
13 Suite 900, Columbia, South Carolina 29201. I am employed by the state of South
14 Carolina as the Director of the Telecommunications, Transportation, Water and
15 Wastewater Department for the Office of Regulatory Staff (“ORS”).

16 **Q. WHAT IS THE PURPOSE OF YOUR TESTIMONY IN THIS**
17 **PROCEEDING?**

18 A. The purpose of my testimony is to present evidence that certain
19 telecommunications carriers subject to this Commission’s jurisdiction have failed
20 to file the 2009 Annual Report and/or Gross Receipts Form with the ORS.

21 **Q. ARE TELECOMMUNICATIONS CARRIERS REQUIRED TO FILE**
22 **ANNUAL REPORTS?**

23 A. Yes. 26 S.C. Ann. Regs. 103-612.1 (1976) states that “Each utility shall
24 file an annual report with the Commission giving such information as the
25 Commission may direct.”

1 **Q. ARE TELECOMMUNICATIONS CARRIERS REQUIRED TO FILE THE**
2 **GROSS RECEIPTS FORM?**

3 A. Yes. Pursuant to S.C. Code Ann. § 58-3-100, 58-3-540, 58-4-60 and 58-9-
4 370 (Supp. 2009), telecommunications carriers under the jurisdiction of the
5 Commission are assessed annually by the Department of Revenue. The
6 assessment is based on the revenue reported and submitted by each
7 telecommunications carrier on the Gross Receipts Form.

8 **Q. DO YOU SUPERVISE THE PREPARATION AND MAILING OF THE**
9 **ANNUAL REPORT AND GROSS RECEIPTS FORMS?**

10 A. Yes. As part of my job duties, I review the Annual Report and Gross
11 Receipts Forms mailing and monitor company compliance. Annual Report Forms
12 were due from telecommunications carriers on April 1, 2010. Gross Receipts
13 Forms were due from telecommunications carriers on August 31, 2009.

14 **Q. PLEASE EXPLAIN EXHIBIT A ATTACHED TO YOUR TESTIMONY.**

15 A. Exhibit A identifies those telecommunication carriers that failed to file the
16 required Gross Receipts Form at the time this testimony was prepared.

17 **Q. PLEASE EXPLAIN EXHIBIT B ATTACHED TO YOUR TESTIMONY.**

18 A. Exhibit B identifies those telecommunication carriers that failed to file the
19 required Annual Report Form at the time this testimony was prepared.

20 **Q. WHAT RESPONSE, IF ANY, HAS ORS RECEIVED FROM THE CARRIERS**
21 **NAMED IN THE RULE TO SHOW CAUSE PETITION?**

22 A. The ORS has received responses from some of the carriers who have since
23 come into compliance with Commission rules and regulations. To the extent

1 additional companies come into compliance before the Commission hearing, ORS
2 will present revised Exhibits A and B to accurately reflect only those companies
3 who remain out of compliance at the time of the Commission hearing.

4 **Q. WHAT ACTION DOES THE ORS RECOMMEND THAT THE**
5 **COMMISSION TAKE?**

6 A. The ORS recommends that the Commission revoke the Certificates of
7 Public Convenience and Necessity for those telecommunication carriers that have
8 not complied with the Annual Report and Gross Receipt Form requirements as of
9 the hearing date.

10 **Q. DOES THAT CONCLUDE YOUR TESTIMONY?**

11 A. Yes it does.

Exhibit A
Docket No. 2010-298-C
Rule to Show Cause Telecommunications Carriers Non-Compliant with Gross Receipts Filing 2009

November 2, 2010

No.	Name	DBA	Address	City	State	Zip	Date Certified	Docket Number	Order Number	Secretary of State Standing
1	Baker Material Handling Corp		2450 W 5th North St	Summerville	SC	29484	4/14/1989	1985-150-C	1989-401	Good Standing
2	BPS Communications		Rt. 1, Box 211	Cheraw	SC	29520	3/13/1996	1985-150-C	1996-184	Not registered
3	Com-Tech Resources	Com-Tech Systems	3709 Westway Street, Suite A	Tyler	TX	75703	7/25/2000	1985-150-C	2000-603	Dissolved in 2008
4	Diamond Ventures, Inc.		PO Box 311	Laurens	SC	29360	11/27/2000	1985-150-C	2000-947	Good Standing
5	Fairmont I Shopping Plaza		498 Albemarle Rd #410	Charleston	SC	29407	5/14/1985	1985-150-C	1985-404	Not registered
6	General Growth Properties, Inc.		110 North Wacker Dr. RL-21	Chicago	IL	60606	9/22/1993	1985-150-C	1993-885	Good Standing
7	Hippodrome Corporation		3061 Sheridan St.	Las Vegas	NV	89102	8/30/2005	1985-150-C	2005-457	Forfeiture in 2009
8	JLR Communications, Inc.		7715 Crittenden St #355	Philadelphia	PA	19118	3/13/2002	1985-150-C	2002-185	Forfeiture in 2006
9	Netlojix Telecom, Inc.		7001 Blvd. 26, #323	N. Richland Hills	TX	76180	6/5/2000	1999-485-C	2000-463	Reinstatement
10	OneTone Telecom, Inc.		100 Century Plaza, Ste 9-I	Seneca	SC	29672	7/8/1999	1999-132-C	1999-485	Good Standing
11	Paragon Communications Services, LLC		4485 Tench Rd Ste 420	Suwanee	GA	30024	12/12/2003	1985-150-C	2003-723	Dissolved in 2007
12	Quarter Payphones		PO Box 451	Tucker	GA	30085-0451	8/9/2001	1985-150-C	2001-723	Forfeiture in 1994
13	Reef of Myrtle Beach, Inc.		2101 S. Ocean Blvd.	Myrtle Beach	SC	29577	6/9/1995	1985-150-C	1995-1201	Good Standing
14	Rohi Marketing, Inc.		810 A Main Street	N Wilkesboro	NC	28659	9/9/1987	1985-150-C	1987-993	Forfeiture in 1989
15	Star Lanes Bowling Center		200 Public Square Ste 700, BP Tower	Cleveland	OH	44114	1/9/1986	1985-150-C	1986-11	Forfeiture in 1992
16	Universal Telecom, Inc.		PO Box 679	Lagrange	KY	40031-0679	12/16/1999	1999-354-C	1999-886	Good Standing

Exhibit B
Docket No. 2010-298-C
Rule to Show Cause Telecommunications Carriers Non-Compliant with Annual Report Filing 2009

November 2, 2010

	OrganizationName	Registered Agent	Secretary of State status	Foreign or Domestic	Docket #	Order #	Date Certificate Issued
1	Andiamo Telecom, LLC	Business Filings International Inc 75 Beattie Place Greenville SC 29601	Good Standing	Foreign	2004-252-C (IXC)	2005-75	2/10/2005
2	Netlojix Telecom, Inc.	National Registered Agents Inc 2 Office Park Ct, Ste 103 Columbia SC 29223	Reinstatement	Foreign	1999-485-C (IXC)	2000-463	6/5/2000
3	Network US, Inc. DBA Affinity	National Registered Agents Inc 2 Office Park Ct, Ste 103 Columbia SC 29223	Forfeiture	Foreign	2001-302-C (IXC)	2002-218	3/26/2002
4	Norstar Telecommunications, LLC	TCS Corporate Services, Inc 2 Office Park Court, Ste 103 Columbia SC 29223	Good Standing	Foreign	2007-283-C (IXC)	2007-905	12/18/2007
5	Uni-Tel Communications Group, Inc.	National Registered Agents Inc 2 Office Park Ct, Ste 103 Columbia SC 29223	Good Standing	Foreign	2000-403-C (IXC)	2001-299	4/5/2001
6	Universal Telecom, Inc.	CT Corporation System 2 Office Park Court, Ste 103 Columbia SC 29223	Good Standing	Foreign	1999-354-C (CLEC)	1999-886	12/16/1999